EXHIBIT A

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17SL-CC01276 - [redacted] V ROCKWOOD R-VI SCHOOL DISTRICT ET AL (E-CASE)

Case Header | Parties & Attorneys | Docket Entries | Charges, Judgments & Sentences | Service Information | Filings Due | Scheduled Hearings & Trials | Civil Judgments | Garnishments/ Execution

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04/27/2017 ☐ **Summons Issued-Circuit**
Document ID: 17-SMCC-3208, for STRAUSER, JENNIFER.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service.

☐ **Summons Issued-Circuit**
Document ID: 17-SMCC-3207, for CROUTHER, CHARLES.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service.

☐ **Summons Issued-Circuit**
Document ID: 17-SMCC-3206, for COUNTS, LISA.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service.

☐ **Summons Issued-Circuit**
Document ID: 17-SMCC-3205, for KNOST, ERIC.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service.

☐ **Summons Issued-Circuit**
Document ID: 17-SMCC-3204, for ROCKWOOD R-VI SCHOOL DISTRICT.Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service.

04/25/2017 ☐ **Order Appt Next of Friend**
SO ORDERED: JUDGE MAURA B. MCSHANE

☐ **Motion Granted/Sustained**
MOTION TO APPOINTMENT OF NEXT FRIEND SO ORDERED: JUDGE MAURA B. MCSHANE
Associated Entries: 04/12/2017 - Motion to Appoint Next Friend

04/12/2017 ☐ **Memorandum Filed**
Service Memorandum.
Filed By: DANIEL RHOADS
On Behalf Of: [redacted], TAMMY WALSH

☐ **Motion to Appoint Next Friend**
Petition and Consent to Appointment of Next Friend; Proposed Order.
Filed By: DANIEL RHOADS
Associated Entries: 04/25/2017 - Motion Granted/Sustained

04/11/2017 ☐ **Judge/Clerk - Note**
SUMMONS CANNOT BE ISSUED DUE TO MULTIPLE REASONS. 1. MISSING DOCUMENTS. YOU MUST FILE A CONSENT TO ACT AS NEXT OF FRIEND (MUST BE SIGNED BY THE NEXT OF FRIEND) AND A PROPOSED ORDER APPOINTING/APPROVING NEXT OF FRIEND. 2. YOU MUST FILE A SERVICE MEMO WITH THE SERVICE ADDRESSES OF ALL THE DFT'S INCLUDED. - NO SUMMONS ISSUED

04/05/2017 ☐ **Filing Info Sheet eFiling**
Filed By: DANIEL RHOADS

☐ **Note to Clerk eFiling**
Filed By: DANIEL RHOADS

☐ **Pet Filed in Circuit Ct**

Petition.

On Behalf Of: [redacted], TAMMY WALSH

☐ **Judge Assigned**

17SL-CC01276

IN THE 21st JUDICIAL CIRCUIT COURT
COUNTY OF ST. LOUIS
STATE OF MISSOURI

[redacted], a minor, by and through Next Friend, TAMMY WALSH,

Plaintiff,

vs.

ROCKWOOD R-VI SCHOOL DISTRICT,

ERIC KNOST,

LISA COUNTS,

CHARLES CROUTHER,

JENNIFER STRAUSER,

Defendants.

Case No.: ______________

Division No.: ______________

JURY TRIAL DEMANDED

PETITION

COMES NOW Plaintiff, [redacted], a minor, by and through his Next Friend, Tammy Walsh, by counsel, Daniel J. Rhoads of **THE RHOADS FIRM, LLC**, and for his causes of action against Defendants, Rockwood R-VI School District; Eric Knost, Ed.D.; Lisa Counts, Ed.D; Charles Crouther; and Jennifer Strauser, pleads the following facts upon his personal knowledge, information, and belief:

Parties

1. [redacted] is, and at all times relevant to this Petition was, a minor and a resident of the County of St. Louis, State of Missouri.

2. Tammy Walsh, the mother of [redacted] and his Next Friend in this action, is and at all times relevant to this Petition was an adult resident of the County of St. Louis, State of Missouri.

3. Defendant Rockwood R-VI School District ("the District") is a public school district located within the County of St. Louis, State of Missouri, and is a political subdivision of the State.

4. Defendant Eric Knost, Ed.D., is, and at all times relevant to this Petition was, the Superintendent of the District.

5. Defendant Lisa Counts, Ed.D., is, and at all times relevant to this Petition was, an Assistant Superintendent of the District.

7. Defendant Charles Crouther is, and at all times relevant to this Petition was, the Principal at Eureka High School.

8. Jennifer Strauser is, and at all times relevant to this Petition was, an Associate Principal at Eureka High School.

Jurisdiction and Venue

9. Plaintiff was first injured by the wrongful acts of Defendants in the County of St. Louis, State of Missouri.

10. Plaintiff has suffered damages in excess of $25,000 as a result of Defendants' conduct.

Facts Applicable to All Counts

11. During the 2015-16 school year, [redacted] was a student at Eureka High School ("EHS"), which was and is one of the District's schools.

12. On or about February 10, 2016, [redacted] was wearing in the school hallway a partial mask, which was designed for playing outdoor sports such as rugby in cold weather. Another student ("J.S.") wore an identical mask at school on the same day.

13. During the time before classes began that morning, [redacted] was wearing the mask in the school hallway. Although numerous classmates and faculty/staff members saw [redacted] wearing the mask in the morning, no student or faculty/staff member complained to [redacted] or any school official about the mask.

14. Later that day, another student ("E.V.") asked J.S. why he was wearing the mask and suggested that he was going to "shoot up the school." Based on the exchange between E.V. and J.S., a rumor began to circulate that J.S. and [redacted] were going to "shoot up the school."

15. EHS students circulated the rumor via text messaging, social media, and other electronic communication. [redacted] did nothing to start or to perpetuate the rumor that was spreading about him.

16. EHS parents who heard about the rumor ("the Influential Parents") began contacting the school and demanding action. In order to satisfy the Influential Parents, Defendants conspired to discipline [redacted] for allegedly making threats to students or district personnel.

17. On the afternoon of February 10, 2016, Defendant Crouther e-mailed to EHS parents a letter that stated that, although Defendants did not believe there was a "viable threat" to the school, "these students in question will not be in attendance at school tomorrow. As we continue this investigation, I assure you discipline will be imposed to the fullest extent as allowed [*sic*] under Rockwood Board of Education Policy."

18. On the afternoon of February 10, 2016, Defendant Knost posted Defendant Crouther's letter to a public Facebook page and expressed his "complete support" for its message.

19. Defendant Strauser reviewed video of [redacted] in the hallway before classes began that morning. The video had no sound.

20. Regarding that video, Defendant Strauser wrote the following in a behavior detail report: "[redacted] is seen on camera walking up and down the hallway, confronting students silently in a menacing manner. At one point, [redacted], seated on the floor, pulled the mask down and told a group of boys he was going to 'kill you all' and then put the mask back up on the lower part of his face."

21. The statements that Defendant Strauser wrote in the behavior detail report, as set forth above, were untrue, and Defendant Strauser knew that they were untrue at the time that she wrote them.

22. Acting on her authority as Associate Principal, Defendant Strauser removed [redacted] from EHS for 10 days with a recommendation for a longer suspension.

23. Defendant Crouther participated in and/or ratified Defendant Strauser's decision to remove [redacted] from school for 10 days.

24. Defendants and other EHS officials then attempted to compile evidence against [redacted] in order to justify his punishment. Defendants offered various reasons at different times to justify their punishment of [redacted], including but not limited to:

a. that the mask itself was threatening and/or disruptive;

b. that [redacted] had made explicit threats to kill specific students;

c. that [redacted] made a drawing on a classroom desk with the word "Prepare";

d. that [redacted] had made online threats about shooting anyone who was not wearing red.

25. None of the above-stated reasons justified the punishment of [redacted]; they were all post-*hoc* rationalizations for taking action to satisfy the Influential Parents at [redacted] expense.

26. The Eureka Police Department ("EPD") was called to EHS to investigate the alleged threat. By the end of the evening on February 10, 2017, EPD had determined that [redacted] had made no threat to "shoot up the school."

27. Nevertheless, Defendants continued to conspire to discipline [redacted], either to avoid admitting their mistakes or to satisfy the Influential Parents, or for both reasons.

28. Defendants convened a meeting to review [redacted] suspension.

29. At the suspension-review meeting, [redacted] said that he had not made any threats.

30. At the suspension-review meeting, Defendant Strauser repeatedly told [redacted], in the presence of others in the room, "Yes, you did!"

31. The statements that Defendant Strauser made during the suspension-review meeting, as set forth above, were untrue, and Defendant Strauser knew that they were untrue at the time that she made them.

32. At the suspension-review meeting, Defendant Crouther claimed to be able to read [redacted] lips and stated that the video showed [redacted] threatening other students in the hallway.

33. At the conclusion of the suspension-review meeting, Defendants decided to impose a long-term suspension upon [redacted].

34. As the Defendants' investigation into [redacted] discipline continued, the evidence of [redacted] innocence continued to mount, and the evidence against him faltered.

35. Nevertheless, Defendants remained determined to punish [redacted] in order to satisfy the Influential Parents and/or to avoid admitting their own mistakes.

36. Another meeting ("the Final Meeting") was held in order to review [redacted] suspension, at which Defendant Counts was present.

37. At and leading up to the Final Meeting, Defendants offered the varying and protean justifications for [redacted] suspension, as listed above, making it impossible for [redacted] to understand and address the accusations against him.

38. At the Final Meeting, [redacted] was confronted with a *fait accompli*.

39. Fellow students came to the Final Meeting in order to give statements about what occurred in school on February 10, 2017; but Defendants refused to hear them.

40. Defendant Counts disregarded all exculpatory evidence and credited any and all of the evidence against [redacted], such as it was.

41. After the Final Meeting, Defendants Counts and Knost decided to extend [redacted] suspension to the end of the 2015-16 school year.

42. The decision of Defendants Counts and Knost was no more than a ratification of the prior decision made by Defendant Crouther and/or Defendant Strauser.

43. Defendants Counts and Knost offered to allow [redacted] to return to school before the end of the suspension if a therapist would certify that he was not a threat to the school.

44. Defendant Knost refused to stay [redacted] suspension pending the appeal because he found that [redacted] presence at school constituted "a continuing danger" or "an ongoing threat."

45. Defendant Knost's findings were based on no credible evidence and instead were *pro forma* recitations, rendering the appeal process meaningless.

46. During [redacted] suspension, Defendants conspicuously moved the bus stop near [redacted] home to a different location and announced that they had emergency procedures for the event that [redacted] would approach the bus.

47. Defendants' conduct resulted in a denial of fundamental procedural unfairness.

48. After a therapist found that [redacted] was no threat whatsoever, Defendants allowed [redacted] to return to school, before a hearing on the record was held before the board of education.

49. As a direct and proximate result of the suspension, [redacted] was excluded from and deprived of educational benefits.

50. As a direct and proximate result of Defendants' conduct, [redacted] has suffered and continues to suffer damages, including but not limited to (a) emotional pain, suffering, inconvenience, and mental anguish; (b) loss of enjoyment of life; and (c) humiliation and loss of reputation.

Count I – Defamation (Behavior Detail Report)
Defendant Strauser

51. Plaintiff incorporates the averments in the preceding paragraphs as if they were fully set forth herein.

52. Defendant Strauser wrote in a behavior detail report, "[redacted] is seen on camera walking up and down the hallway, confronting students silently in a menacing manner. At one point, [redacted], seated on the floor, pulled the mask down and told a group of boys he was going to 'kill you all' and then put the mask back up on the lower part of his face."

53. Defendant Strauser was at fault in publishing such statement.

54. Such statement tended to deprive [redacted] of the benefit of public confidence and social associations.

55. Such statement was read by Defendants Crouther, Counts, Knost, and a number of other District officials.

56. [redacted] was thereby damaged.

WHEREFORE, Plaintiff respectfully requests that the Court enter judgment in his favor on Count I; award Plaintiff such sum in excess of $25,000 as will fairly and justly compensate Plaintiff for all damages that Plaintiff has sustained and is reasonably certain to sustain in the future as a direct result of Defendant's conduct; order Defendants to expunge any and all education records of [redacted] that reflect the events described in the Petition; and award Plaintiff such additional relief that the Court deems just and proper.

Count II – Defamation (Suspension Review Meeting)
Defendant Strauser

57. Plaintiff incorporates the averments in the preceding paragraphs as if they were fully set forth herein.

58. During the suspension-review meeting, Defendant Strauser said, when [redacted] denied that he threatened other students, "Yes, you did!"

59. Defendant Strauser was at fault in making such statement.

60. Such statement tended to deprive [redacted] of the benefit of public confidence and social associations.

61. Such statement was heard by Defendants Crouther and Counts and by all other persons who were present at said meeting.

62. [redacted] was thereby damaged.

WHEREFORE, Plaintiff respectfully requests that the Court enter judgment in his favor on Count II; award Plaintiff such sum in excess of $25,000 as will fairly and justly compensate Plaintiff for all damages that Plaintiff has sustained and is reasonably certain to sustain in the future as a direct result of Defendant's conduct; order Defendants to expunge any and all education records of [redacted] that reflect the events described in the Petition; and award Plaintiff such additional relief that the Court deems just and proper.

Count III – False Light Invasion of Privacy
Defendants Crouther and Knost

63. Plaintiff incorporates the averments in the preceding paragraphs as if they were fully set forth herein.

64. Defendants Crouther and Knost gave publicity to a matter concerning [redacted] that placed [redacted] before the public in a false light.

65. The false light in which [redacted] was placed would be highly offensive to a reasonable person.

66. Defendants Crouther and Knost had knowledge of, or acted in reckless disregard as to, the falsity of the publicized matter and the false light in which [redacted] would be placed.

67. [redacted] was thereby damaged.

WHEREFORE, Plaintiff respectfully requests that the Court enter judgment in his favor on Count III; award Plaintiff such sum in excess of $25,000 as will fairly and justly compensate Plaintiff for all damages that Plaintiff has sustained and is reasonably certain to sustain in the future as a direct result of Defendant's conduct; order Defendants to expunge any and all education records of [redacted] that reflect the events described in the Petition; and award Plaintiff such additional relief that the Court deems just and proper.

Count IV – *Prima Facie* Tort
Defendants Knost and Counts

68. Plaintiff incorporates the averments in the preceding paragraphs as if they were fully set forth herein.

69. Requiring [redacted] to undergo an assessment with a private professional was an intentional, lawful act by Defendants Knost and Counts.

70. Defendants Knost and Counts intended to injure [redacted].

71. [redacted] was injured by said act of Defendants Knost and Counts.

72. Any justification for Defendants' action was absent or insufficient.

WHEREFORE, Plaintiff respectfully requests that the Court enter judgment in his favor on Count IV; award Plaintiff such sum in excess of $25,000 as will fairly and justly compensate Plaintiff for all damages that Plaintiff has sustained and is reasonably certain to sustain in the future as a direct result of Defendants' conduct; order Defendants to expunge any and all education records of [redacted] that reflect the events described in the Petition; and award Plaintiff such additional relief that the Court deems just and proper.

Count V – Negligent Infliction of Emotional Distress
Defendants Knost, Counts, Crouther, and Strauser

73. Plaintiff incorporates the averments in the preceding paragraphs as if they were fully set forth herein.

74. Defendants Knost, Counts, Crouther, and Strauser failed in their duty to provide fundamental fairness to [redacted] in responding to the rumors described above.

75. Such failure involved an unreasonable risk of causing emotional distress.

76. Defendants knew, or by using ordinary care could have known, of such risk.

77. As a direct result of such failure, [redacted] sustained medically diagnosable and significant emotional distress.

WHEREFORE, Plaintiff respectfully requests that the Court enter judgment in his favor on Count V; award Plaintiff such sum in excess of $25,000 as will fairly and justly compensate Plaintiff for all damages that Plaintiff has sustained and is reasonably certain to sustain in the future as a direct result of Defendants' conduct; order Defendants to expunge any and all education records of [redacted] that reflect the events described in the Petition; and award Plaintiff such additional relief that the Court deems just and proper.

Count VI – Action under § 1983 of Title 42 of the U.S. Code
Defendants Crouther and Strauser

78. Plaintiff incorporates the averments made above as if they were fully set forth herein.

79. Defendants Crouther and Strauser acted under color of state law when they suspended [redacted] from EHS.

80. The conduct to which Defendants subjected [redacted] deprived him of the following constitutional rights:

a. [redacted] property interest in public education;

b. [redacted] property and liberty interests in his reputation;

c. [redacted] liberty interest in being free of arbitrary and capricious punishment;

d. [redacted] procedural right to Due Process.

81. As a direct and proximate result of Defendants' conduct, Plaintiff suffered damages as described above.

WHEREFORE, Plaintiff respectfully requests that the Court enter judgment in his favor on Count VI; award Plaintiff such sum in excess of $25,000 as will fairly and justly compensate Plaintiff for all damages that Plaintiff has sustained and is reasonably certain to sustain in the future as a direct result of Defendants' conduct; order Defendants to expunge any and all education records of [redacted] that reflect the events described in the Petition; and award Plaintiff such additional relief that the Court deems just and proper.

Count VII – Action under § 1983 of Title 42 of the U.S. Code
Defendants Knost and Counts

82. Plaintiff incorporates the averments made above as if they were fully set forth herein.

83. Defendants Knost and Counts acted under color of state law when they extended [redacted] suspension.

84. The conduct to which Defendants subjected [redacted] deprived him of the following constitutional rights:

a. [redacted] property interest in public education;

b. [redacted] property and liberty interests in his reputation;

c. [redacted] liberty interest in being free of arbitrary and capricious punishment;

d. [redacted] procedural right to Due Process.

85. As a direct and proximate result of Defendants' conduct, Plaintiff suffered damages as described above.

WHEREFORE, Plaintiff respectfully requests that the Court enter judgment in his favor on Count VII; award Plaintiff such sum in excess of $25,000 as will fairly and justly compensate Plaintiff for all damages that Plaintiff has sustained and is reasonably certain to sustain in the future as a direct result of Defendants' conduct; order Defendants to expunge any and all education records of [redacted] that reflect the events described in the Petition; and award Plaintiff such additional relief that the Court deems just and proper.

Count VIII – Civil Conspiracy
Defendants Knost, Counts, Crouther, and Strauser

86. Plaintiff incorporates the averments in the preceding paragraphs as if they were fully set forth herein.

87. The removal of [redacted] from school and the damaging of his reputation were done by two or more persons—to wit, Defendants Knost, Counts, Crouther, and Strauser.

88. Defendants had an unlawful objective—to wit, to deprive [redacted] of his rights.

89. Defendants decided to take action against [redacted] after a meeting of the minds.

90. Defendants Knost, Counts, Crouther, and Strauser each committed at least one act in furtherance of the conspiracy, as described above.

91. [redacted] was thereby damaged.

WHEREFORE, Plaintiff respectfully requests that the Court enter judgment in his favor on Count VIII; award Plaintiff such sum in excess of $25,000 as will fairly and justly compensate Plaintiff for all damages that Plaintiff has sustained and is reasonably certain to sustain in the future as a direct result of Defendants' conduct; order Defendants to expunge any and all education records of [redacted] that reflect the events described in the Petition; and award Plaintiff such additional relief that the Court deems just and proper.

Count IX – Action under § 1983 of Title 42 of the U.S. Code
Defendant Rockwood R-VI School District

92. Plaintiff incorporates the averments made above as if they were fully set forth herein.

93. Defendants acted under color of state law and in accordance with the District's policies, customs, or practices when they suspended [redacted] EHS, extended his suspension, and required him to meet with a therapist before returning.

94. The conduct to which Defendants subjected [redacted] violated [redacted] rights under the Fourteenth Amendment to the United States Constitution.

95. As a direct and proximate result of Defendants' conduct, Plaintiff suffered damages as described above.

WHEREFORE, Plaintiff respectfully request that the Court enter judgment in his favor on Count IX; award Plaintiff such sum as will reasonably and fairly compensate him for all injuries that he has sustained and is reasonably certain to sustain in the future as a direct result of Defendant's conduct; order Defendants to expunge any and all education records of [redacted] that reflect the events described in the Petition; and award Plaintiff such additional relief that the Court deems just and proper.

RESPECTFULLY SUBMITTED

/s/ Daniel J. Rhoads
Daniel J. Rhoads, 59590
THE RHOADS FIRM, LLC
12741 St. Charles Rock Rd.
St. Louis, MO 63044
Phone: (314) 225-8848
Fax: (314) 754-9103
therhoadsfirmllc@gmail.com

Attorney for Plaintiff

IN THE 21st JUDICIAL CIRCUIT COURT
COUNTY OF ST. LOUIS
STATE OF MISSOURI

[redacted], a minor, by and through Next Friend, TAMMY WALSH,

Plaintiff,

vs.

ROCKWOOD R-VI SCHOOL DISTRICT,

ERIC KNOST,

LISA COUNTS,

CHARLES CROUTHER,

JENNIFER STRAUSER,

Defendants.

Case No.: ____________

Division No.: ____________

JURY TRIAL DEMANDED

PETITION AND CONSENT TO APPOINTMENT OF NEXT FRIEND

COMES NOW Tammy Walsh, Petitioner herein, and requests appointment as Next Friend in the above-styled case. Petitioner is the natural mother and has full legal custody of minor [redacted].

Tammy Walsh
(Signature of Petitioner)

Date: 4/4/17

601 Wallach Dr.
(Address)

Eureka, MO 63025

CONSENT TO APPOINTMENT OF NEXT FRIEND

I, [redacted], minor, being over the age of fourteen, do hereby consent to appointment of Tammy Walsh to act as Next Friend in the above-styled case.

[redacted]
(Signature of Minor)

Date: 4/4/17

601 Wallach Dr.
(Address)

Eureka, MO 63025

WHEREFORE, Tammy Walsh humbly prays that this Court appoint her as [redacted] Next Friend in connection with the Petition against Defendants.

RESPECTFULLY SUBMITTED

/s/ Daniel J. Rhoads
Daniel J. Rhoads, 59590
THE RHOADS FIRM, LLC
12741 St. Charles Rock Rd.
St. Louis, MO 63044
Phone: (314) 225-8848
Fax: (314) 754-9103
therhoadsfirmllc@gmail.com

Attorney for Plaintiff

IN THE 21st JUDICIAL CIRCUIT COURT
COUNTY OF ST. LOUIS
STATE OF MISSOURI

[redacted], a minor, by and through Next Friend, TAMMY WALSH,

Plaintiff,

vs.

ROCKWOOD R-VI SCHOOL DISTRICT,

ERIC KNOST,

LISA COUNTS,

CHARLES CROUTHER,

JENNIFER STRAUSER,

Defendants.

Case No.: 17SL-CC01276

Division No.: 2

ORDER APPOINTING NEXT FRIEND

Upon application for the appointment of Tammy Walsh, natural mother of [redacted], the Court hereby finds that Tammy Walsh is the suitable and proper person to serve as Next Friend of [redacted] for the purpose of pursuing his claim for injuries in the above-captioned matter.

Wherefore, the Court does hereby appoint Tammy Walsh as Next Friend of [redacted].

SO ORDERED:

____

IN THE 21st JUDICIAL CIRCUIT COURT
COUNTY OF ST. LOUIS
STATE OF MISSOURI

[redacted], a minor, by and through Next Friend, TAMMY WALSH,

Plaintiff,

vs.

ROCKWOOD R-VI SCHOOL DISTRICT,

ERIC KNOST,

LISA COUNTS,

CHARLES CROUTHER,

JENNIFER STRAUSER,

Defendants.

Case No.: 17SL-CC01276

Division No.: 2

SERVICE MEMORANDUM

Defendant	***Service Address***
Rockwood R-VI School District	Rockwood R-VI School District 111 E. North St. Eureka, MO 63025
Eric Knost	Rockwood R-VI School District 111 E. North St. Eureka, MO 63025
Lisa Counts	Rockwood R-VI School District 111 E. North St. Eureka, MO 63025
Charles Crouther	Eureka High School 4525 Highway 109 Eureka, MO 63025
Jennifer Strauser	Eureka High School 4525 Highway 109 Eureka, MO 63025

RESPECTFULLY SUBMITTED

/s/ Daniel J. Rhoads
Daniel J. Rhoads, 59590
THE RHOADS FIRM, LLC
12741 St. Charles Rock Rd.
St. Louis, MO 63044
Phone: (314) 225-8848
Fax: (314) 754-9103
therhoadsfirmllc@gmail.com

Attorney for Plaintiff

IN THE 21st JUDICIAL CIRCUIT COURT
COUNTY OF ST. LOUIS
STATE OF MISSOURI

[redacted], a minor, by and through Next Friend, TAMMY WALSH,

Plaintiff,

vs.

ROCKWOOD R-VI SCHOOL DISTRICT,

ERIC KNOST,

LISA COUNTS,

CHARLES CROUTHER,

JENNIFER STRAUSER,

Defendants.

Case No.: 17SL-CC01276

Division No.: 2

ORDER APPOINTING NEXT FRIEND

Upon application for the appointment of Tammy Walsh, natural mother of [redacted], the Court hereby finds that Tammy Walsh is the suitable and proper person to serve as Next Friend of [redacted] for the purpose of pursuing his claim for injuries in the above-captioned matter.

Wherefore, the Court does hereby appoint Tammy Walsh as Next Friend of [redacted].

SO ORDERED:

Maura B McShane

Judge Division 2

April 25, 2017

IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: MAURA B MCSHANE	**Case Number: 17SL-CC01276**
Plaintiff/Petitioner: [redacted] vs.	Plaintiff's/Petitioner's Attorney/Address DANIEL RHOADS 6125 VICTORIA AVE SAINT LOUIS, MO 63139
Defendant/Respondent: ROCKWOOD R-VI SCHOOL DISTRICT Nature of Suit: CC Other Miscellaneous Actions	Court Address: ST LOUIS COUNTY COURT BUILDING 105 SOUTH CENTRAL AVENUE CLAYTON, MO 63105

(Date File Stamp)

Summons in Civil Case

The State of Missouri to: JENNIFER STRAUSER
Alias:

EUREKA HIGH SCHOOL
4525 HIGHWAY 109
EUREKA, MO 63025

COURT SEAL OF

ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739 or TTY at 314-615-4567, at least three business days in advance of the court proceeding.

27-APR-2017
Date

Clerk

Further Information:
LNG

Sheriff's or Server's Return

Note to serving officer: Summons should be returned to the court within thirty days after the date of issue.

I certify that I have served the above summons by: (check one)

☐ delivering a copy of the summons and a copy of the petition to the Defendant/Respondent.

☐ leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with ______________________ a person of the Defendant's/Respondent's family over the age of 15 years.

☐ (for service on a corporation) delivering a copy of the summons and a copy of the petition to

______________________ (name) ______________________ (title).

☐ other ______________________.

Served at ______________________ (address)

in ______________ (County/City of St. Louis), MO, on ______________ (date) at ______________ (time).

______________________ Printed Name of Sheriff or Server

______________________ Signature of Sheriff or Server

Must be sworn before a notary public if not served by an authorized officer:

(Seal)

Subscribed and sworn to before me on ______________________ (date).

My commission expires: ______________ Date ______________ Notary Public

Sheriff's Fees, if applicable

Summons	$______
Non Est	$______
Sheriff's Deputy Salary	
Supplemental Surcharge	$ 10.00
Mileage	$______ (_____ miles @ $._____ per mile)
Total	**$______**

A copy of the summons and a copy of the petition must be served on **each** Defendant/Respondent. For methods of service on all classes of suits, see Supreme Court Rule 54.

THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

Your Rights and Obligations in Court Are Not Affected By This Notice

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Alternative Dispute Resolution Procedures

There are several procedures designed to help parties settle lawsuits. Most of these procedures involve the services of a neutral third party, often referred to as the "neutral," who is trained in dispute resolution and is not partial to any party. The services are provided by individuals and organizations who may charge a fee for this help. Some of the recognized alternative dispute resolutions procedures are:

(1) Advisory Arbitration: A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.

(2) Mediation: A process in which a neutral third party facilitates communication between the parties to promote settlement. An effective mediator may offer solutions that have not been considered by the parties or their lawyers. A mediator may not impose his or her own judgment on the issues for that of the parties.

(3) Early Neutral Evaluation ("ENE"): A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.

(4) Mini-Trial: A process in which each party and their counsel present their case before a selected representative for each party and a neutral third party, to define the issues and develop a basis for realistic settlement negotiations. The neutral third party may issue an advisory opinion regarding the merits of the case. The advisory opinion is not binding.

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IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: MAURA B MCSHANE	**Case Number: 17SL-CC01276**	
Plaintiff/Petitioner: [redacted] vs.	Plaintiff's/Petitioner's Attorney/Address DANIEL RHOADS 6125 VICTORIA AVE SAINT LOUIS, MO 63139	
Defendant/Respondent: ROCKWOOD R-VI SCHOOL DISTRICT	Court Address: ST LOUIS COUNTY COURT BUILDING 105 SOUTH CENTRAL AVENUE CLAYTON, MO 63105	
Nature of Suit: CC Other Miscellaneous Actions		(Date File Stamp)

Summons in Civil Case

The State of Missouri to: CHARLES CROUTHER
Alias:

EUREKA HIGH SCHOOL
4525 HIGHWAY 109
EUREKA, MO 63025

COURT SEAL OF

ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739 or TTY at 314-615-4567, at least three business days in advance of the court proceeding.

27-APR-2017
Date

Clerk

Further Information:
LNG

Sheriff's or Server's Return

Note to serving officer: Summons should be returned to the court within thirty days after the date of issue.

I certify that I have served the above summons by: (check one)

☐ delivering a copy of the summons and a copy of the petition to the Defendant/Respondent.

☐ leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with ______________________ a person of the Defendant's/Respondent's family over the age of 15 years.

☐ (for service on a corporation) delivering a copy of the summons and a copy of the petition to

______________________ (name) ______________________ (title).

☐ other ______________________.

Served at ______________________ (address)

in ______________ (County/City of St. Louis), MO, on ______________ (date) at ____________ (time).

______________________ Printed Name of Sheriff or Server

______________________ Signature of Sheriff or Server

Must be sworn before a notary public if not served by an authorized officer:

Subscribed and sworn to before me on ______________________ (date).

(Seal)

My commission expires: ______________ Date ______________ Notary Public

Sheriff's Fees, if applicable

Summons	$________
Non Est	$________
Sheriff's Deputy Salary	
Supplemental Surcharge	$ 10.00
Mileage	$________ (_____ miles @ $._____ per mile)
Total	**$________**

A copy of the summons and a copy of the petition must be served on **each** Defendant/Respondent. For methods of service on all classes of suits, see Supreme Court Rule 54.

THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

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IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: MAURA B MCSHANE	**Case Number: 17SL-CC01276**
Plaintiff/Petitioner: [redacted] vs.	Plaintiff's/Petitioner's Attorney/Address DANIEL RHOADS 6125 VICTORIA AVE SAINT LOUIS, MO 63139
Defendant/Respondent: ROCKWOOD R-VI SCHOOL DISTRICT	Court Address: ST LOUIS COUNTY COURT BUILDING 105 SOUTH CENTRAL AVENUE CLAYTON, MO 63105
Nature of Suit: CC Other Miscellaneous Actions	

(Date File Stamp)

Summons in Civil Case

The State of Missouri to: LISA COUNTS
Alias:
ROCKWOOD R-VI SCHOOL DISTRICT
111 E. NORTH ST.
EUREKA, MO 63025

COURT SEAL OF

ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739 or TTY at 314-615-4567, at least three business days in advance of the court proceeding.

27-APR-2017
Date

Clerk

Further Information:
LNG

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☐ (for service on a corporation) delivering a copy of the summons and a copy of the petition to

________________ (name) ________________ (title).

☐ other ________________.

Served at ________________ (address)

in ________________ (County/City of St. Louis), MO, on ________________ (date) at ________________ (time).

________________ Printed Name of Sheriff or Server

________________ Signature of Sheriff or Server

Must be sworn before a notary public if not served by an authorized officer:

(Seal)

Subscribed and sworn to before me on ________________ (date).

My commission expires: ________________ Date ________________ Notary Public

Sheriff's Fees, if applicable

Summons	$________
Non Est	$________
Sheriff's Deputy Salary	
Supplemental Surcharge	$ 10.00
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THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

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CCADM73

IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: MAURA B MCSHANE	**Case Number: 17SL-CC01276**
Plaintiff/Petitioner: [redacted] vs.	Plaintiff's/Petitioner's Attorney/Address DANIEL RHOADS 6125 VICTORIA AVE SAINT LOUIS, MO 63139
Defendant/Respondent: ROCKWOOD R-VI SCHOOL DISTRICT	Court Address: ST LOUIS COUNTY COURT BUILDING 105 SOUTH CENTRAL AVENUE CLAYTON, MO 63105
Nature of Suit: CC Other Miscellaneous Actions	

(Date File Stamp)

Summons in Civil Case

The State of Missouri to: ERIC KNOST
Alias:
ROCKWOOD R-VI SCHOOL DISTRICT
111 E. NORTH ST.
EUREKA, MO 63025

COURT SEAL OF

ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

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Date

Clerk

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______________ (name) ______________ (title).

☐ other ______________.

Served at ______________ (address)

in ______________ (County/City of St. Louis), MO, on ______________ (date) at ______________ (time).

______________ Printed Name of Sheriff or Server

______________ Signature of Sheriff or Server

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(Seal)

Subscribed and sworn to before me on ______________ (date).

My commission expires: ______________ Date ______________ Notary Public

Sheriff's Fees, if applicable

Summons	$______
Non Est	$______
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THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

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CCADM73

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Judge or Division: MAURA B MCSHANE	**Case Number: 17SL-CC01276**
Plaintiff/Petitioner: [redacted] vs.	Plaintiff's/Petitioner's Attorney/Address DANIEL RHOADS 6125 VICTORIA AVE SAINT LOUIS, MO 63139
Defendant/Respondent: ROCKWOOD R-VI SCHOOL DISTRICT	Court Address: ST LOUIS COUNTY COURT BUILDING 105 SOUTH CENTRAL AVENUE CLAYTON, MO 63105
Nature of Suit: CC Other Miscellaneous Actions	

(Date File Stamp)

Summons in Civil Case

The State of Missouri to: ROCKWOOD R-VI SCHOOL DISTRICT
Alias:

111 E. NORTH ST.
EUREKA, MO 63025

COURT SEAL OF

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______________________ (name) ______________________ (title).

☐ other ______________________.

Served at ______________________ (address)

in ______________________ (County/City of St. Louis), MO, on ______________________ (date) at ______________________ (time).

______________________ Printed Name of Sheriff or Server

______________________ Signature of Sheriff or Server

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(Seal)

Subscribed and sworn to before me on ______________________ (date).

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Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

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Alternative Dispute Resolution Procedures

There are several procedures designed to help parties settle lawsuits. Most of these procedures involve the services of a neutral third party, often referred to as the "neutral," who is trained in dispute resolution and is not partial to any party. The services are provided by individuals and organizations who may charge a fee for this help. Some of the recognized alternative dispute resolutions procedures are:

(1) Advisory Arbitration: A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.

(2) Mediation: A process in which a neutral third party facilitates communication between the parties to promote settlement. An effective mediator may offer solutions that have not been considered by the parties or their lawyers. A mediator may not impose his or her own judgment on the issues for that of the parties.

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(3) Early Neutral Evaluation ("ENE"): A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.

(4) Mini-Trial: A process in which each party and their counsel present their case before a selected representative for each party and a neutral third party, to define the issues and develop a basis for realistic settlement negotiations. The neutral third party may issue an advisory opinion regarding the merits of the case. The advisory opinion is not binding.

(5) Summary Jury Trial: A summary jury trial is a non binding, informal settlement process in which jurors hear abbreviated case presentations. A judge or neutral presides over the hearing, but there are no witnesses and the rules of evidence are relaxed. After the "trial", the jurors retire to deliberate and then deliver an advisory verdict. The verdict then becomes the starting point for settlement negotiations among the parties.

Selecting an Alternative Dispute Resolution Procedure and a Neutral

If the parties agree to use an alternative dispute resolution procedure, they must decide what type of procedure to use and the identity of the neutral. As a public service, the St. Louis County Circuit Clerk maintains a list of persons who are available to serve as neutrals. The list contains the names of individuals who have met qualifications established by the Missouri Supreme Court and have asked to be on the list. The Circuit Clerk also has Neutral Qualifications Forms on file. These forms have been submitted by the neutrals on the list and provide information on their background and expertise. They also indicate the types of alternative dispute resolution services each neutral provides.

A copy of the list may be obtained by request in person and in writing to: Circuit Clerk, Office of Dispute Resolution Services, 7900 Carondelet Avenue, 5th Floor, Clayton, Missouri 63105. The Neutral Qualifications Forms will also be made available for inspection upon request to the Circuit Clerk.

The List and Neutral Qualification Forms are provided only as a convenience to the parties in selecting a neutral. The court cannot advise you on legal matters and can only provide you with the List and Forms. You should ask your lawyer for further information.

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